

**Official**

**IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE**

Art Unit 2152  
Examiner B. Prieto

In Re: Dan Kikinis  
Case: P1541D1  
Serial No.: 09/718,595  
Filed: 11/21/2000  
Subject: Simulcast Web Page Delivery

To the Commissioner of Patent and Trademarks  
Washington, D.C. 20231

Dear Sir:

**AMENDMENT A**

**In the claims:**

There are no further amendments to the claims made in this response. The claims as shown below are in their last-amended form.

**16. A set top box, comprising;**

a broadband receiver to receive multimedia information including a displayable data stream constituting data including future programming and at least one command associated with a displayable indicia;

tuner/demultiplexer circuitry to separate the displayable data stream from the multimedia information, and to form a display from the displayable data stream, the display formed including the displayable indicia; and

user-operable apparatus to select the displayable indicia;

characterized in that, in response to selecting the displayable indicia, the command associated with the selected indicia is stored and executed at a future point in time.

PTO/SB/28 (10-00)

Approved for use through 10/31/2002 OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL**

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable:

☐ DUPLICATE

## Address to:

Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231Attorney Docket No.  
of Prior Application

P1541D1

First Named Inventor

Dan Kikinis

Examiner Name

B. Prieto

Group Art Unit

2152

Express Mail Label No.

By Facsimile

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),  
(continued prosecution application (CPA)) of prior application number 09/718,595  
filed on 11/21/2000, entitled Simulcast Web Page Delivery

**NOTES**

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 28, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice Changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000); 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

**CEP NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

- ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
- ☒ A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:  
\_\_\_\_\_
  - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed:
  - ☐ PTO-1449
  - ☐ Copies of IDS Citations

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

03/07/2002 THALL1 00000001 500534 09718595

01 FC Received from &lt;8317263475&gt; at 3/5/02 5:37:57 PM [Eastern Standard Time]

PTO/SB/29 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032  
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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(a) or (i))	22	-20* =	2	x \$ 18.00 =	\$ 36.00
INDEPENDENT CLAIMS (37 CFR 1.16(b) or (j))	4	-3** =	1	x \$ 84.00 =	84.00
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+ \$ _____ =	0.00
				BASIC FEE (37 CFR 1.16)	740.00
				Total of above Calculations =	860.00
Reduction by 50% for filing by small entity (Note 37 CFR 1.27).					430.00
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.				TOTAL =	430.00

6. ☒ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-0534:

a. ☒ Fees required under 37 CFR 1.16.

b. ☒ Fees required under 37 CFR 1.17.

c. ☒ Fees required under 37 CFR 1.18.

8. ☐ A check in the amount of \$ 0.00 is enclosed.

9. ☐ Payment by credit card. Form PTO-2038 is attached.

10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of \_\_\_\_\_ months (not to exceed 3 months) and the fee under 37 CFR 1.17(l) is enclosed.

11. ☐ New Attorney Docket Number, if desired \_\_\_\_\_  
(Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.)

12. a. ☒ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)


b. ☐ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)

13. ☐ Other: \_\_\_\_\_

**NOTE**

The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

14. NEW CORRESPONDENCE ADDRESS					
<input type="checkbox"/> Customer Number or Bar Code Label		<input type="checkbox"/> New correspondence address below			
Name					
Address					
City		State	Zip Code		
Country		Telephone	Fax		

15. SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED	
Name (print type)	Donald R. Boye
Signature	
Registration No. (Attorney/Agent)	35,074
Date	03/05/2002

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PTO/SB/29A (08-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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If this RECEIPT is included with a request for a CPA filed by facsimile transmission, it will be date stamped and mailed to the ADDRESS in item 1.

## 1. ADDRESS

Applicant's Mailing Address for this receipt must be CLEARLY PRINTED or TYPED in the box below.

Central Coast Patent Agency, Inc.  
P.O. Box 187  
Aromas, CA 95004

**NOTE:** By this receipt, the USPTO (a) acknowledges that a request for a CPA was filed by facsimile transmission on the date stamped below by the USPTO and (b) verifies only that the application number provided by the applicant on this receipt is the same as the application number provided on the accompanying request for a CPA. This receipt CANNOT be used to acknowledge receipt of any paper(s) other than the request for a CPA.

## 2. APPLICATION IDENTIFICATION:

(Provide at least enough information to identify the application)

## a. For prior application

Application No.: 09/718,595  
Filing Date: 11/21/2000  
Title: Simulcast Web Page Delivery  
Attorney Docket No.: P1541D1  
First Named Inventor: Dan Kikinis

## b. For instant CPA application

New Attorney Docket No.:  
(If applicable)

The USPTO date stamp, which appears in the box to the right, is an acknowledgement by the USPTO of receipt of a request for a CPA filed by facsimile transmission on the date indicated below.

(THIS AREA FOR PTO DATE STAMP USE)

USPTO HANDLING INSTRUCTIONS:

Please stamp area to the right with the date the complete transmission of the request for a CPA was received in the USPTO and also include the USPTO organization name that provided the date stamp (stamp may include both items). Verify that the application number provided by applicant on this receipt is the same as the application number provided by applicant on the request for a CPA accompanying this receipt. If there is an inconsistency between the application number provided on this receipt and the request for a CPA, strike through the inconsistent application number provided on this receipt and insert the correct application number, if possible. Then place in a window envelope and mail.

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PTO/SB/97 (12-97)  
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Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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In re: Dan Kikinis  
Case: P1541D1 Application No.: 09/718,595 Filing date: 11/21/2000  
Art Unit: 2152 Examiner: B. Prieto  
Subject: Simulcast Web Page Delivery

### Certificate of Transmission under 37 CFR 1.8

Attention: B. Prieto, Examiner

Fax No.: (703) 746-7239

I hereby certify that this correspondence is being facsimile transmitted to the  
Patent and Trademark Office

on 03/05/2002

Date

  
Signature

Lynda Schwalenberg

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

#### Total Sheets Transmitted - 14

1. Amendment A - 8 sheets
2. CPA Request Transmittal - 2 sheets
3. Duplicate CPA Request Transmittal - 2 sheets
4. Receipt for Facsimile Transmitted CPA - 1 sheet
5. Certificate of Transmission - 1 sheet

Please call me at (831) 726-1457 if you have any questions.

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